

Adopted	Rejected
---------	----------

## COMMITTEE REPORT

YES:	12
NO:	1

### MR. SPEAKER:

*Your Committee on Public Policy, Ethics and Veterans Affairs, to which was referred House Bill 1902, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 1, line 8, after ";" insert "**and**".
- 2 Page 1, delete lines 9 through 11.
- 3 Page 1, line 12, delete "(C)" and insert "(B)".
- 4 Page 1, line 13, delete ":" and insert "**the district**".
- 5 Page 1, delete lines 14 through 17.
- 6 Page 2, delete lines 1 through 6, begin a new paragraph and insert:
- 7 "SECTION 2. IC 4-33-2-11.5 IS ADDED TO THE INDIANA
- 8 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 9 [EFFECTIVE JULY 1, 2003]: **Sec. 11.5. "Historic resort hotel"**
- 10 **means a structure originally built as a hotel that:**
- 11 (1) contained at least three hundred (300) sleeping rooms on
- 12 or before January 1, 1930;
- 13 (2) is listed in, or is seeking listing in, the National Register of

- 1           **Historic Places; and**
- 2           **(3) was regionally recognized for the mineral springs located**
- 3           **on the property that were thought to have significant health**
- 4           **benefits for the hotel's guests."**
- 5           Page 2, line 28, reset in roman "excursion".
- 6           Page 4, line 19, delete "county having a" and insert "**historic**
- 7           **district described in IC 4-33-1-1(3)."**
- 8           Page 4, delete lines 20 through 21.
- 9           Page 9, line 35, reset in roman "(2) a county".
- 10          Page 9, line 35, after "Lake;" insert "**containing a historic district**
- 11          **described in IC 4-33-1-1(3);"**
- 12          Page 10, delete lines 26 through 42.
- 13          Page 11, delete lines 1 through 25.
- 14          Page 12, line 22, delete ":".
- 15          Page 12, line 23, delete "(A)".
- 16          Page 12, line 23, delete "and" and insert "**or**".
- 17          Page 12, run in lines 22 through 23.
- 18          Page 12, delete lines 24 through 28.
- 19          Page 12, line 29, delete "(7)" and insert "**(6)**".
- 20          Page 15, delete lines 22 through 42.
- 21          Page 16, delete lines 1 through 12.
- 22          Page 24, between lines 6 and 7, begin a new paragraph and insert:
- 23          "SECTION 23. IC 4-33-12-7 IS ADDED TO THE INDIANA CODE
- 24          AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY**
- 25          **1, 2003]: Sec. 7. Money paid by the treasurer of state under section**
- 26          **6(c)(10) and 6(c)(11) of this chapter must be used only for the**
- 27          **advertising and tourism promotion activities of the respective**
- 28          **tourism commissions."**
- 29          Page 28, between lines 26 and 27, begin a new paragraph and insert:
- 30          "**(c) Money paid by the treasurer of state under section 5(b)(10)**
- 31          **and 5(b)(11) of this chapter must be used only for the advertising**
- 32          **and tourism promotion activities of the respective tourism**
- 33          **commissions."**
- 34          Page 29, line 39, delete "the" and insert "**a town that satisfies the**
- 35          **following criteria:**
- 36                 **(1) The town contains a historic resort hotel.**
- 37                 **(2) The town is adjacent to another town containing a historic**
- 38                 **resort hotel.**

- 1           **(3) The town either:**  
 2               **(A) contains a historic resort hotel that has an atrium that**  
 3               **was considered the world's largest clear span dome until**  
 4               **1967; or**  
 5               **(B) is adjacent to a town containing a historic resort hotel**  
 6               **described in clause (A)."**

7           Page 29, delete lines 40 through 42.

8           Page 30, delete lines 1 through 5.

9           Page 30, line 13, delete "described in subsection (a)." and insert "**in**  
 10           **which the towns described in subsection (a) are located."**

11           Page 30, line 15, delete "described in subsection (a)." and insert "**in**  
 12           **which the towns described in subsection (a) are located."**

13           Page 30, line 17, delete "described in subsection (a)(1)." and insert  
 14           **"meeting the criteria set forth in subsection (a)(3)(A)."**

15           Page 30, line 19, delete "described in subsection (a)(2)." and insert  
 16           **"meeting the criteria set forth in subsection (a)(3)(B)."**

17           Page 30, line 23, delete "described in subsection (a)(1)" and insert  
 18           **"meeting the criteria set forth in subsection (a)(3)(A)".**

19           Page 30, line 25, delete "described in subsection (a)(2)" and insert  
 20           **"meeting the criteria set forth in subsection (a)(3)(B)".**

21           Page 30, between lines 25 and 26, begin a new line block indented  
 22           and insert:

23               **"(8) An ex officio, nonvoting member appointed by the**  
 24               **governor."**

25           Page 31, line 20, delete "shall be paid a monthly" and insert "**is**  
 26           **entitled to receive the following:**

27               **(1) A salary per diem of one hundred dollars (\$100) for each**  
 28               **day the member attends a meeting of the commission.**

29               **(2) Reimbursement for traveling expenses and other expenses**  
 30               **actually incurred in connection with the member's duties, as**  
 31               **provided in the state travel policies and procedures**  
 32               **established by the Indiana department of administration and**  
 33               **approved by the budget agency."**

34           Page 31, delete line 21.

35           Page 34, delete lines 40 through 42.

36           Page 35, delete lines 1 through 2, begin a new paragraph and insert:

37               **"(b) The historic preservation commission shall allocate money**  
 38               **in the fund as follows:**

1           **(1) Forty-five percent (45%) for the purposes described in**  
 2           **subsection (a)(1).**

3           **(2) Forty-five percent (45%) for the purposes described in**  
 4           **subsection (a)(2).**

5           **(3) Ten percent (10%) to be allocated at the commission's**  
 6           **discretion for any purpose described in subsection (a)."**

7           Page 35, after line 6, begin a new paragraph and insert:

8           **"SECTION 32. [EFFECTIVE JULY 1, 2003] (a) If any provision**  
 9           **of this act, as now enacted or later amended, or its application to**  
 10           **any person or circumstance is held invalid, the invalidity does not**  
 11           **affect other provisions that can be given effect without the invalid**  
 12           **provision or application.**

13           **(b) Each part and application of every statute set forth in this**  
 14           **act is severable. If any provision or application of any part of the**  
 15           **act is held invalid, the invalidity does not affect the remainder of**  
 16           **the act unless:**

17               **(1) the remainder is so essentially and inseparably connected**  
 18               **with, and so dependent upon, the invalid provision or**  
 19               **application that it cannot be presumed that the remainder**  
 20               **would have been enacted without the invalid provision or**  
 21               **application; or**

22               **(2) the remainder is incomplete and incapable of being**  
 23               **executed in accordance with the legislative intent without the**  
 24               **invalid provision or application.**

25           **SECTION 33. [EFFECTIVE JULY 1, 2003] The general assembly**  
 26           **makes the following finding with reference to the provisions of this**  
 27           **act that reassign the eleventh and final riverboat license from**  
 28           **Patoka Lake to a historic district to be created in Orange County.**  
 29           **The district will embrace historically and architecturally**  
 30           **significant structures defined in the legislation as "historic resort**  
 31           **hotels". The two (2) structures described in this act are the West**  
 32           **Baden Springs Hotel and the French Lick Springs Hotel that are**  
 33           **located less than one (1) mile from each other. The West Baden**  
 34           **Springs Hotel is listed in the National Register of Historic Places.**  
 35           **The French Lick Springs Hotel has applied for that designation.**  
 36           **The West Baden Sprints Hotel features a six (6) story domed**  
 37           **atrium designed by renowned architect, Harrison Albright. Until**  
 38           **1967, the atrium was considered the largest clear span dome in the**

1 world. A significant part of Orange County's history and past  
2 economic success is tied to tourism. The area's tourism industry is  
3 centered around the two (2) grand hotels. The hotels once served  
4 as health and leisure resorts. Rich mineral springs thought to  
5 possess curative powers attracted many guests to the hotels. Today,  
6 one (1) of the most significant impediments to redeveloping the  
7 tourism industry in Orange County is competition for convention  
8 and tourism dollars from other parts of Indiana that have  
9 benefitted from riverboat gaming. Without riverboat gaming in the  
10 proposed historic district to attract additional tourist dollars, the  
11 hotels will not be viable over the long term, given the substantial  
12 resources necessary to sustain them. The required resources do not  
13 exist in Orange County, where poverty and unemployment are  
14 among the highest in Indiana. In this era of limited resources, the  
15 state cannot afford to support the hotels with direct subsidies."

16 Renumber all SECTIONS consecutively.  
(Reference is to HB 1902 as introduced.)

**and when so amended that said bill do pass.**

---

Representative Lytle